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PLEASE REPLY TO ROSELAND, NJ

August 17, 2012

### VIA ECF AND FIRST-CLASS MAIL

Honorable Kevin McNulty, U.S.D.J.

United States District Court for the District of New Jersey  
Martin Luther King, Jr. Building and U.S. Courthouse  
50 Walnut Street  
Newark, New Jersey 07101

Re: **Nautilus Neurosciences, Inc. et al. v. Wockhardt USA LLC et al.**  
**Nautilus Neurosciences, Inc. et al. v. Edict Pharma. Pvt. Ltd.**  
**Civil Action Nos. 2:11-1997; 2:11-4183; 2:12-1243 (KM/CLW)**

Dear Judge McNulty:

Our firm, along with Willkie Farr & Gallagher LLP, represent the Plaintiffs in the above-referenced, coordinated patent cases brought pursuant to the Hatch-Waxman Act. We write jointly with counsel for Defendants pursuant to the March 2, 2012 Amended Scheduling Order to propose to the Court a format and date for a *Markman* hearing in this matter. (Civ. Action No. 11-1997 (KM/CLW), Dkt. No. 58).

Prior to the August 1, 2012 Order reassigning this matter from Judge Salas to Your Honor, the parties had submitted their respective opening *Markman* submissions in support of their positions for claim construction. (See Civ. Action No. 11-1997 (KM/CLW), Dkt. Nos. 67-68). Pursuant to the March 2, 2012 Amended Scheduling Order, today, the parties are to file their responsive *Markman* submissions and to advise the Court of their proposal for the *Markman* hearing. For their proposal on the *Markman* hearing, the parties have agreed that, subject to the Court's acceptance, the hearing will consist of one-and-half hours of oral argument per side with no live expert testimony, unless the Court requests that the parties present expert witnesses. The parties have also agreed that they can be available for the hearing at the Court's convenience and

Honorable Kevin McNulty, U.S.D.J.

August 17, 2012

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respectfully propose that the hearing be held on any of the following dates: September 19, 20, or 21, 2012.

We are available should Your Honor or Your Honor's staff have any questions and we appreciate the Court's attention to this matter.

Respectfully submitted,

*s/Liza M. Walsh*

Liza M. Walsh

cc: Honorable Cathy L. Waldor, U.S.M.J. (via ECF and first-class mail)  
All Counsel of Record (via ECF and email)